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Response Under 37 CFR §1.116
Expedited Procedure
Examining Group 1617

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CASE PI/4-31827A

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF

Art Unit: 1617

VERE HODGE ET AL.

Examiner: Traers, Russell S.

APPLICATION NO: 08/945,249

FILED: FEBRUARY 2, 1998

FOR: USE OF (R)-PENCICLOVIR TRIPHOSPHATE FOR THE
MANUFACTURE OF A MEDICAMENT FOR THE TREATMENT OF
VIRAL DISEASES

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

OK to enter

AMENDMENT AND RESPONSE AFTER FINAL REJECTION

Sir:

12/01/05 This is in response to the Decision on Appeal dated July 20, 2005. According to 37 CFR 1.197(a) and (c), the application will be returned to the Examiner for further action to effect the decision. In this instance, the Board has affirmed the rejection of claim 1 and reversed the obviousness rejection of claims 4 and 16-20. Further, under MPEP section 1214.06, the Examiner may proceed in two ways. Notwithstanding this, Applicants have proceeded with the following amendments before receipt of the Examiner's action to help in obtaining allowance of claims.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 3 of this paper.